

To: Enck, Judith[Enck.Judith@epa.gov]; David Engel[DEngel@nolanandheller.com]
From: Ana Velasquez
Sent: Wed 12/14/2016 9:49:56 PM
Subject: RE: Hoosick Falls PFOA

No ... it is captioned "Settlement & Release Agreement." It has been under negotiations for about 12 months. Much of its contents were transferred to the Consent Order SG & Honeywell entered into with DEC. Negotiations for this settlement were acknowledged and encouraged in that Consent Order. DEC attorneys have been quite helpful throughout this process. Its intent is to make the Village whole for all of its out-of-pocket expenses associated with the PFOA contamination problem. It does that and in return there are reciprocal, limited releases on suing each other with regard to PFOA contamination at the WTP.

It is still in draft format with one or two minor provisions needing some work. None of the Village Trustees have this document, as yet or earlier drafts. On occasion, I have gone into executive session to advise them of our progress in negotiations. This latest draft, which I received late yesterday morning, is the first document to which both companies have signed off.

The Village intends to take up the matter publically and distribute the unsigned document at a Special Meeting scheduled for December 28, 2016 at 6PM. If the Trustees are in agreement, they would authorize the Mayor to execute the document that night.

Hope this is helpful.

From: Enck, Judith [mailto:Enck.Judith@epa.gov]
Sent: Wednesday, December 14, 2016 11:56 AM
To: David Engel <DEngel@nolanandheller.com>; Thomas Ulasewicz <TAU@fmbf-law.com>
Cc: mhickey21@hotmail.com; marcus@martinezfamilypractice.com
Subject: RE: Hoosick Falls PFOA

I have not heard of this. tom, would this be a consent order between the village and the PRP?

From: David Engel [mailto:DEngel@nolanandheller.com]
Sent: Wednesday, December 14, 2016 11:51 AM
To: tau@fmbf-law.com
Cc: mhickey21@hotmail.com; marcus@martinezfamilypractice.com
Subject: Hoosick Falls PFOA

Tom:

I am informed by members of Healthy Hoosick Water (HHW) that at last evening's Village Board Meeting (12/13/2016), an announcement was made that the Village is about to enter into a "consent order" with Saint-Gobain. Please let me know if this is the case.

I have been informed that the consent order or settlement between the Village and Saint-Gobain will be the subject of a public hearing on December 28th. At that time, the public will be provided the opportunity to comment on the proposed order or settlement. Please confirm that this is the case.

Further, in order to assure that HHW and its representatives can provide useful input to the process and in order to assure meaningful public participation, we respectfully request that a copy of the proposed consent order, settlement or agreement be provided to us at this time.

In addition, we respectfully request that a copy of the document be made available on the Village's website and at the Village Hall. Please regard our requests as including all attachments, exhibits and other items included with or incorporated into the order or settlement.

Please call be to discuss any questions you may have regarding our requests.

Thank you.

Dave Engel
518-669-7529 Mobile

Sent from my iPad

Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).